

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF OKLAHOMA**

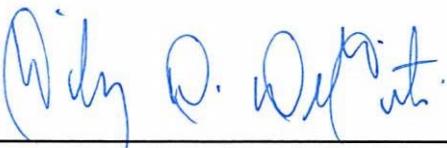
CARLLOWS BATTLE,)
)
)
Petitioner,)
)
)
v.) Case No. CIV-20-049-D
)
)
JOHN B. FOX,)
)
Respondent.)

O R D E R

Upon review of the file and noting no timely objection to the findings and recommendations of United States Magistrate Judge Shon T. Erwin pursuant to 28 U.S.C. § 636(b)(1), the Court adopts the Report and Recommendation [Doc. No. 6], in its entirety.

For the reasons stated therein, this action is **DISMISSED WITHOUT PREJUDICE** to refiling.

IT IS SO ORDERED this 6th day of March, 2020.



TIMOTHY D. DeGIUSTI
Chief United States District Judge